

1 BILL NO. S-86-08-05

2 SPECIAL ORDINANCE NO. S-

13686

3 AN ORDINANCE approving the disposal
4 and transfer of real estate owned
5 by the City of Fort Wayne, Indiana,
6 to James H. Miller and Dianna Thornhill
7 Miller, d/b/a, Omni-Art Design, Inc.

8 WITNESSETH:

9 WHEREAS, the City presently owns property located at
10 1716 West Main Street, Lot Number 33, W.R. Nelson's Addition, to
11 the City of Fort Wayne, Indiana;

12 WHEREAS, this real estate is no longer needed by the
13 City for the operation of City business or the provision of govern-
14 mental services;

15 WHEREAS, the City has advertised for proposals and bids
16 to dispose of such real estate, specifically requesting of inter-
17 ested parties their intentions to develop such real estate in a
18 fashion that is consistent with the needs of the neighborhood
19 involved and the community in general;

20 WHEREAS, the Board of Public Works and Safety has deter-
21 mined the proposal and bid of James H. Miller and Dianna Thornhill
22 Miller, d/b/a, Omni-Art Design, Inc., to be the highest and best
23 bid and proposal; and

24 WHEREAS, State law and local ordinance requires Common
25 Council approval before the transfer of City real estate.

26 NOW, THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF
27 THE CITY OF FORT WAYNE, INDIANA:

28 SECTION 1. Common Council approval is hereby given for
29 the City to transfer 1716 West Main Street, Lot Number 33, W.R.
30 Nelson's Addition, and all improvements thereon, to James H.
31 Miller and Dianna Thornhill Miller, d/b/a/, Omni-Art Design, Inc.
32 and in exchange therefore, said Millers agree to improve such
property as indicated in their responses to the City's requests,
and further in consideration of the Miller's agreement, to design

1 Page Two

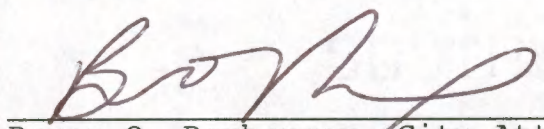
2 and construct art having a value of Thirty Thousand and No/100
3 Dollars (\$30,000.00), such art to be donated to the City and to be
4 placed at sites determined by the City.

5 SECTION 2. The Mayor and the members of the Board of
6 Public Works and Safety of the City of Fort Wayne, are hereby em-
7 powered and authorized to execute, on behalf of the City, all
8 deeds and agreements accomplishing the above and foregoing.

9 SECTION 3. That this Ordinance shall be in full force
10 and effect from and after its passage and any and all necessary
11 approval by the Mayor.

12 
13 _____
14 Councilmember

15 APPROVED AS TO FORM
16 AND LEGALITY

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18 _____
19 Bruce O. Boxberger, City Attorney

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Read the first time in full and on motion by GiaQuinta
seconded by Stier, and duly adopted, read the second time
by title and referred to the Committee Finance (and the City
Plan Commission for recommendation) and Public Hearing to be held after
due legal notice, at the Council Chambers, City-County Building, Fort Wayne
Indiana, on _____, the _____ day of _____
_____, 19____, at _____ o'clock _____ M., E.

DATE: 8-12-86

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Read the third time in full and on motion by GiaQuinta
seconded by Stier, and duly adopted, placed on its
passage. PASSED (LOST) by the following vote:

	<u>AYES</u>	<u>NAYS</u>	<u>ABSTAINED</u>	<u>ABSENT</u>	<u>TO-WIT:</u>
<u>TOTAL VOTES</u>	<u>8</u>	<u>1</u>			
<u>BRADBURY</u>	<u>✓</u>				
<u>BURNS</u>		<u>✓</u>			
<u>EISBART</u>	<u>✓</u>				
<u>GiaQUINTA</u>	<u>✓</u>				
<u>HENRY</u>	<u>✓</u>				
<u>REDD</u>	<u>✓</u>				
<u>SCHMIDT</u>	<u>✓</u>				
<u>STIER</u>	<u>✓</u>				
<u>TALARICO</u>	<u>✓</u>				

DATE: 8-26-86

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Passed and adopted by the Common Council of the City of Fort
Wayne, Indiana, as (ANNEXATION) (APPROPRIATION) (GENERAL)
(SPECIAL) (ZONING MAP) ORDINANCE (RESOLUTION) NO. S-136-86
on the 26th day of August, 1986,

ATTEST:

(SEAL)

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Samuel J. Talarico
PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana,
on the 27th day of August, 1986,
at the hour of 11:00 o'clock A. M., E.S.T.

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Approved and signed by me this 27th day of August,
1986, at the hour of 2:00 o'clock P. M., E.S.T.

Win Moses, Jr.
WIN MOSES, JR., MAYOR

BILL NO. S-86-08-05

REPORT OF THE COMMITTEE ON FINANCE

WE, YOUR COMMITTEE ON FINANCE TO WHOM WAS
REFERRED AN (ORDINANCE) (~~RESOLUTION~~) approving the disposal and
transfer of real estate owned by the City of Fort Wayne, Indiana, to
James H. Miller and Dianna Thornhill Miller, d/b/a, Omni-Art Design,
Inc.

HAVE HAD SAID (ORDINANCE) (~~RESOLUTION~~) UNDER CONSIDERATION AND BEG
LEAVE TO REPORT BACK TO THE COMMON COUNCIL THAT SAID (ORDINANCE)
(~~RESOLUTION~~)

YES

NO

Mark E. GiaQuinta MARK E. GIAQUINTA
CHAIRMAN

Charles B. Redd CHARLES B. REDD
VICE CHAIRMAN

Paul M. Burns PAUL M. BURNS

Janet G. Bradbury JANET G. BRADBURY

James S. Stier JAMES S. STIER

CONCURRED IN 8-26-86

SANDRA E. KENNEDY
CITY CLERK